

## A circular stamp from the Office of Intellectual Property (OIPE). The text "OIPE" is at the top, "JCI05" is at the top right, "OFFICE" is at the bottom right, and "PATENT &amp; TRADEMARK" is at the bottom. The date "AUG 16 2004" is stamped in the center.

For: CHIMERIC INFECTIOUS DNA CLONES, )  
CHIMERIC PORCINE CIRCOVIRUSES )  
AND USES THEREOF ) Paper No.: 7

Dear Sir:

Respectfully submitted,

Date: August 16, 2004

Anne M. Rosenblum  
Attorney for Applicants  
Registration No. 30,419

This correspondence and the documents identified hereinabove are being deposited with the U.S. Postal Service on August 16, 2004 to be delivered by the "Express Mail Post Office to Addressee" service under Mailing Label Number ER586233604US addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Anne M. Rosenblum

**ANNE M. ROSENBLUM ATTORNEY AT LAW**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Attorney Docket No. AM100878 CIP)

*In re* Application of: ) Appln. No.: 10/808,964  
 ) Confirmation No.: 7042  
Xiang-Jin Meng *et al.* ) Customer No.: 000044091  
 ) Group Art Unit: 1648  
Filed: 03/25/2004 ) Examiner: Unassigned  
 )  
For: CHIMERIC INFECTIOUS DNA CLONES, )  
CHIMERIC PORCINE CIRCOVIRUSES )  
AND USES THEREOF ) Paper No.: 7

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REPLY TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL  
APPLICATION WITH AMENDMENT

Dear Sir:

Please amend the above-referenced patent application in accordance with the following instructions:

IN THE SPECIFICATION:

Please insert the initial paper copy of the Sequence Listing supplied herewith between original pages 86 and 87; and renumber pages 87 to 90 accordingly.

REMARKS

Responsive to the Notice To File Missing Parts of Nonprovisional Application (Filing Date Granted) mailed June 14, 2004, the formalities regarding the missing declaration and Sequence Listing are being addressed herein. A copy of the Notice is returned with this reply.

First of all, two Combined Declarations and Powers of Attorney properly signed by all joint inventors in compliance with 37 C.F.R. § 1.63, identifying the application by the Application Number, Attorney Docket Number and Filing Date, are enclosed. It is mentioned that Dr. Xiang-Jin Meng has recently become a citizen of the United States of America and made the appropriate revision to his country of citizenship on page 5 of his signed Declaration document. Applicants respectfully ask that the Office records be updated to reflect this change.



Secondly, to meet the requirements of 37 C.F.R. §§ 1.821-1.825, an initial paper copy of the Sequence Listing and a computer readable form (CRF) copy on computer disc are enclosed. As mandated, the present amendment directs the entry of the Sequence Listing into the application.

Pursuant to 37 C.F.R. § 1.821(f), it is hereby stated that the content of the Sequence Listing information recorded in computer readable form is identical to the content of the written paper copy of the Sequence Listing. It is further stated in accordance with 37 C.F.R. § 1.821(g) that this submission includes no new matter.

Please be advised that an Information Disclosure Statement was submitted to the U.S. Patent and Trademark Office on June 25, 2004.

Accordingly, the record with respect to the formalities is now complete and the application is ready for examination. Favorable treatment is urged.

Respectfully submitted,

VIRGINIA TECH INTELLECTUAL  
PROPERTIES, INC. and IOWA STATE  
UNIVERSITY RESEARCH FOUNDATION, INC.

Date: August 16, 2004

By: Anne M. Rosenblum  
Anne M. Rosenblum  
Attorney for Applicants  
Registration No. 30,419

FILING BY EXPRESS MAIL UNDER 37 C.F.R. § 1.10

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Anne M. Rosenblum  
Anne M. Rosenblum



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/808,964	03/25/2004	Xiang-Jin Meng	AM100878 CIP

Anne M. Rosenblum, Esq.  
163 Delaware Avenue - Suite 212  
Delmar, NY 12054



CONFIRMATION NO. 7042

## FORMALITIES LETTER



\*OC000000012941327\*

Date Mailed: 06/14/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/18/2004 BABRAHA1 00000072 011425 10808964

01 FC:1051 130.00 DA

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 CFR 1.821(c) Applicant must provide an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600

- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

**SUMMARY OF FEES DUE:**


Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE